

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Alexandria Division**

**LUCKY DRAGON ENTERPRISE GROUP
LIMITED, *et al.*,**

Plaintiffs/Counter-Defendants,

v.

STEPHANIE CHANG, *et al.*,

Defendants/Counter-Plaintiffs.

**Civil Action No. 1:19-cv-01310
(AJT/MSN)**

PLAINTIFFS' PROPOSED DISCOVERY PLAN

Plaintiffs/Counter-Defendants Lucky Dragon Enterprise Group Limited and New and Innovation LLC (collectively, "Plaintiffs"), submit their Proposed Discovery Plan, which is attached as **Exhibit A**. Despite substantial effort, the parties could not reach agreement on a Joint Discovery Plan. The primary areas of disagreement are:

(1) **Depositions of foreign nationals living in mainland China and Taiwan.** This is a relatively small case where the damages sought are far less than \$1 million. Plaintiffs believe that requiring multiple foreign nationals to travel halfway around the world (which would absorb a week of their time) during the global Coronavirus pandemic is dangerous and is a requirement disproportionate to the needs of the case. On the other hand, depositions conducted via video link would be very effective.

(2) **Translations.** Defendants ask that Plaintiffs translate every single Chinese-language document that they produce into English. That is an unnecessary requirement. Clients on both sides speak Chinese. To the extent that either party uses a Chinese-language document as a deposition or trial exhibit, translated copies should be provided at that time.

(3) **Deposition length.** Defendants seek longer than the typical 7 hours for each deposition if an interpreter is used. This requirement is unnecessary. This case is not that complicated. If this turns out to be a problem that counsel cannot resolve among themselves, either party can seek the Court's assistance at that time. The 12 hours per deposition that Defendants seek turns every deposition into a two-day affair.

(4) **Number of Depositions.** The parties should be limited to 10 depositions each, with no more than 5 third-party depositions. If there is a legitimate need for additional depositions, and the parties cannot work that out between themselves, they can petition the Court for a determination. This is a relatively small case, and the number of depositions sought by Defendants is disproportionate to the needs of the case.

Dated: February 5, 2020

Respectfully submitted,

/s/

Laurin H. Mills (VA Bar No. 79848)
Robert Armstrong (VA Bar No. 83607)
Samek, Werther & Mills, LLC
2000 Duke Street, Suite 300
Alexandria, VA 22314
(703) 547-4693
Fax (703) 547-4694
laurin@samek-law.com
robert@samek-law.com
Attorneys for Plaintiffs

Scott H. Casher, *pro hac vice*
Shruti Panchavati, *pro hac vice*
White and Williams LLP
7 Times Square, Suite 2900
New York, NY 10036
(212) 244-9500
Fax (212) 244-6200
cashers@whiteandwilliams.com
panchavatis@whiteandwilliams.com
Attorneys for Plaintiffs

CERTIFICATE OF SERVICE

I certify that on February 5, 2020, I caused the foregoing to be filed via the Court's

Electronic Case Filing system, which will serve a copy upon:

Bizhan Beiramee (VSB #50918)
Beiramee Law Group, P.C.
7508 Wisconsin Avenue, Second Floor
Bethesda, MD 20814
(301) 547-3805
Fax (703) 483-9599
bbeiramee@beiramee.com
Attorney for Defendants

Elias G. Saboura-Polkovotsy (VSB #72256)
Saboura, Goldman & Columbo, P.C.
524 King Street
Alexandria, VA 22314
(703) 531-8155
Fax (703) 531-8156
esaboura@sabouralaw.com
Attorney for Defendants

_____/s/
Laurin H. Mills